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**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

PHILLIP D. HURBACE et al.,

Defendants.

Case No. 2:17-cr-00110-APG-CWH

**Stipulation to Continue  
Sentencing Hearing Dates (First Request)**

IT IS HEREBY STIPULATED AND AGREED, by and between Christopher Chiou, Acting United States Attorney, through Richard Anthony Lopez and Mina Chang, Assistant United States Attorneys, counsel for the United States of America, Osvaldo E. Fumo, counsel for defendant Phillip D. Hurbace, Todd Leventhal, counsel for defendant Larry A. McDaniel, and Robert M. Draskovich, counsel for defendant Sylviane D. Whitmore, that the defendants' sentencing hearings currently scheduled for September 28, 2021, be vacated and set for a date and times convenient for the Court, but no sooner than 60 days from the current date.

This Stipulation is entered into for the following reasons:

- DATED this 13th day of September, 2021.

CHRISTOPHER CHIOU  
Acting United States Attorney

RICHARD ANTHONY LOPEZ  
MINA CHANG  
Assistant United States Attorneys

OSVALDO E. FUMO  
Counsel for Defendant Phillip D. Hurbace

ROBERT M. DRASKOVICH  
Counsel for Defendant Sylviane D. Whitmore

TODD M. LEVENTHAL  
Counsel for Defendant Larry A. McDaniel

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

V.

PHILLIP D. HURBACE et al.,

Defendants.

Case No. 2:17-cr-00110-APG-CWH

### Order on Stipulation to Continue Sentencing Hearing Dates (First Request)

Based on the parties' stipulation to continue sentencing hearing dates, and good cause appearing therefore, the Court hereby finds that:

1. These sentencing hearings involve complex issues and counsel require additional time to prepare for the hearings.
2. This continuance is not sought for purposes of delay.
3. The parties agree to this continuance.
4. Defendants are out of custody and do not object to the request for continuance.

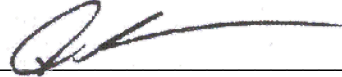
## ORDER

**IT IS HEREBY ORDERED** that the sentencing hearing for defendant Phillip D. Hurbace in the above-captioned matter currently scheduled for September 28, 2021 at 11:00 a.m., be vacated and continued to a date and time convenient to this Court, that is December 7, 2021 at the hour of 10:00 a.m.

**IT IS FURTHER ORDERED** that the sentencing hearing for defendant Larry A. McDaniel in the above-captioned matter currently scheduled for September 28, 2021 at 1:30 p.m., be vacated and continued to a date and time convenient to this Court, that is December 7, 2021 at the hour of 11:00 a.m.

1           **IT IS FURTHER ORDERED** that the sentencing hearing for defendant Sylviane D.  
2 Whitmore in the above-captioned matter currently scheduled for September 28, 2021 at 2:30 p.m.,  
3 be vacated and continued to a date and time convenient to this Court, that is December 7, 2021  
4 at the hour of 2:30 p.m. in Courtroom 6C.

5   **IT IS SO ORDERED** this 14th day September, 2021.

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HON. ANDREW P. GORDON  
8 UNITED STATES DISTRICT JUDGE  
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